DANIEL G. BOGDEN 1 **United States Attorney** 2 District of Nevada ANDREW W. DUNCAN 3 Assistant United States Attorney 333 Las Vegas Blvd. South Suite 5000 4 Las Vegas, Nevada 89101 5 Telephone: (702) 388-6336 Fax: (702) 388-6020 6 Attorneys for the Government 7 8 UNITED STATES DISTRICT COURT 9 DISTRICT OF NEVADA 10 11 -000-12 UNITED STATES OF AMERICA, 13 2:10-cr-475-JCM-LRL Plaintiff, 14 MOTION TO DISMISS ٧. INDICTMENT 15 PATRICK WOOTAN, 16 Defendant. 17 18

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The United States of America by Daniel G. Bogden, United States Attorney for the District of Nevada, and Andrew W. Duncan, Assistant United States Attorney, requests pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, that the Court enter an order allowing the government to dismiss without prejudice the charges brought against defendant Patrick Wootan which are contained in Indictment 2:10-cr-475-JCM-LRL. The Motion to Dismiss is requested so that the government can do additional investigation into the identification of the defendant in the above captioned case.

1	DATED this23rd day of February, 2011.
2	Respectfully submitted,
3	DANIEL G. BOGDEN
4	United States Attorney
5	/s/ Andrew W. Duncan ANDREW W. DUNCAN
6	ANDREW W. DUNCAN Assistant United States Attorney
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3	UNITED STATES DISTRICT COURT
4	DISTRICT OF NEVADA
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7	UNITED STATES OF AMERICA,) 2:10-cr-475-JCM-LRL
8	Plaintiff,
9	v. ORDER FOR DISMISSAL
10	PATRICK WOOTAN,
11	Defendant.
12	Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and upon
13	leave of Court, the United States Attorney for the District of Nevada hereby dismisses
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15	without prejudice the charges brought against defendant PATRICK WOOTAN that are
16	contained the above-captioned Indictment.
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18	Respectfully submitted,
19	DANIEL G. BOGDEN United States Attorney
20	/s/ Andrew W. Duncan
21	ANDREW W. DUNCAN Assistant United States Attorney
22	Leave of Court is granted for the filing of the foregoing dismissal.
23	DATED this 16th day of March, 2011.
24	DATED this Total day of March, 2011.
25	Xellus C. Mahan
26	UNITED STATES DISTRICT JUDGE

1	UNITED STATES DISTRICT COURT
3	DISTRICT OF NEVADA
4	DIOTRIOT OF NEVADA
5	-000-
6	UNITED STATES OF AMERICA,)
7) 2:10-cr-475-JCM-LRL)
8	v. CERTIFICATE OF SERVICE
9	PATRICK WOOTAN,
11	Defendant.
12	<i>/</i>
13	I, Andrew W. Duncan, do hereby certify that I am an employee of the
14	Organized Crime Strike Force, United States Attorney's Office, District of Nevada, and that
15	on February 23, 2011, I served a copy of the following:
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17	MOTION TO DISMISS INDICTMENT
18	upon the following counsel of record:
19	Michael Pandullo, Esq. Wright and Winckler
20	300 S. Fourth St., Suite 701 Las Vegas, Nevada 89101
21	by means of electronic means through CM/ECF and by way of email at
22	Winckler@wswlawlv.com.
23	
24	DATED: Fabruary 22, 2011
25	DATED: February 23, 2011 /s/Andrew W. Duncan Assistant United States Atterney
26	Assistant United States Attorney